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November 6, 2024

VIA PACER

The Honorable Vernon S. Broderick
United States Courthouse
Foley Square
New York, NY 10007

RE: SEC v. Thurlow, et al., 1:21-cv-07700-VSB (S.D.N.Y.)

Request for an Extension of Time to Response to Motion to Strike

Dear Judge Broderick:

I represent Defendants Western Bankers Capital, Inc., Bradley Fidler and Bryce Boucher as well as myself, and I am writing to request an Extension of Time to respond to Plaintiff's Motion to Strike.

I am aware that I am past due on Plaintiff's Motion to Strike certain affirmative defenses that was due on October 31, 2024. Unfortunately, I am not able to do much of anything due to severe deterioration of my lumbar spine which causes me get pain and for which I am heavily sedated. I have been trying to schedule surgery which my neurosurgeon, Dr. Steven Tresser, MD who has approved the surgery. Due to a pre-existing MAC infection I have been trying to get pulmonary clearance and am awaiting that approval from my pulmonologist Juan Cevallos, MD which I expect very shortly in response to a CT scan taken Friday, November 1, 2024.. The scheduling of that surgery may remove me from work for an extended period of time due to the recovery time but I cannot state with certainty that period of time at the moment.

I spoke with Abby Rosen, Esq., the attorney for the SEC, and she has agreed to grant an extension, and I suggest that two weeks until November 14, 2024 and she consents to this letter request. I have attached hereto her email so consenting. I will endeavor to accomplish the response by that date.

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Therefore, I respectfully request that the Court grant my request for the two week extension until November 14, 2024 and issue an Order granting the requested extension.

Respectfully submitted,

/s/ Roger L. Fidler
Roger L. Fidler, *Pro Se*
Attorney for Defendants
Western Bankers Capital, Inc.,
B. Boucher and B. Fidler

11/6/24, 4:25 PM

AOL Mail - RE: Extension of Time SEC v Thurlow et al

RE: Extension of Time SEC v Thurlow et al

From: Rosen, Abigail (rosenab@sec.gov)

To: rfidler0099@aol.com

Cc: primoffr@sec.gov; rosenel@sec.gov

Date: Wednesday, November 6, 2024 at 03:23 PM EST

No objection from me on you filing your letter. I note that you do not mention Western Bankers Capital in the attached draft.

Abby

From: rfidler0099@aol.com <rfidler0099@aol.com>

Sent: Tuesday, November 5, 2024 9:55 AM

To: Rosen, Abigail <RosenAb@SEC.GOV>

Subject: Extension of Time SEC v Thurlow et al

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Counsel:

I have attached the proposed extension request to be filed on PACER once I have received your email confirming its acceptability. It is going to take a couple days apparently to get the pulmonologist clearance letter to the surgeon and they will not schedule the surgery without that. I will endeavor to met the new deadline despite the unpleasantness of working under the circumstances.

Thank you for your cooperation in this matter.

Regards,

ROGER L. FIDLER

Attorney at Law*

1522 Gardner Drive

11/6/24, 4:25 PM

AOL Mail - RE: Extension of Time SEC v Thurlow et al

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*Admitted to practice and active in the USPTO, NY and NJ only.



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15.6kB